UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

WILLIAM AYERS. Plaintiff

V.

C.P. BOURG, INC., Defendant

CIVIL ACTION NO. 04-10137-FDS

JOINT MOTION TO CONTINUE SCHEDULING ORDER DEADLINES

Pursuant to Local Rule 16.1(G), the parties hereby move for a one month extension to the Scheduling Order set by the Court. As reasons for this Motion, the parties state that the parties require this brief additional time to conclude written and deposition discovery in this matter due to out-of-state business travel of proposed deponents as well as to consider the option of further settlement discussions and mediation. The parties request no change in any other dates nor to the Court's scheduled status conference on June 13, 2005.

- Completion of non-expert written and deposition discovery April 29, 2005.
- Requests for admissions served by May 15, 2005.
- 3. A status conference set for June 13, 2005 at which the Court shall hear counsel as (a) the status of discovery, (b) whether expert witness(es) will be called at trial, (c) any schedule for expert discovery, and (d) any contemplated dispositive motions and the schedule for filing relative to such motions.

Respectfully submitted,

WILLIAM AYERS,

By his attorney,

Suzanne Gerra Sympt

BBO #636548

Heisler, Feldman & McCormick, P.C.

1145 Main Street, Suite 508

Springfield, MA 01103

(413) 788-7988

Dated: 8/16/05

Respectfully submitted,

C.P. BOURG, INC.

By its attorneys,

Richard C. Van Nostrand, Esq.

BBO #507900

Michael D. Badger, Esq.

BBO #633915

Mirick, O'Connell, DeMallie & Lougee, LLP

100 Front Street

Worcester, MA 01608-1477

Phone: (508) 791-8500

Fax: (508) 791-8502